

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

House Bill 4295

BY DELEGATE FOSTER

[Introduced January 14, 2020; Referred to the
Committee on Technology and Infrastructure then the
Judiciary]

1 A BILL to amend and reenact §64-8-1 of the Code of West Virginia, 1931, as amended, relating
 2 to authorizing the Division of Highways to promulgate a legislative rule relating to use of
 3 state road rights of way and adjacent areas.

Be it enacted by the Legislature of West Virginia:

**ARTICLE 8. AUTHORIZATION FOR DEPARTMENT OF TRANSPORTATION TO
 PROMULGATE LEGISLATIVE RULES.**

§64-8-1. Division of Highways.

1 The legislative rule filed in the State Register on July 29, 2019, authorized under the
 2 authority of §17-2A-8(24) of this code, modified by the Division of Highways to meet the objections
 3 of the Legislative Rule-Making Review Committee and refiled in the State Register on January 8,
 4 2020, relating to the Division of Highways (use of state road rights of way and adjacent areas,
 5 [157 CSR 06](#)), is authorized.

NOTE: The purpose of this bill is to authorize the Division of Highways to promulgate a legislative rule relating to use of state road rights of way and adjacent areas.

This section is new; therefore, strike-throughs and underscoring have been omitted.